

UNITED STATES DISTRICT COURT

FILED
At Albuquerque NM

State and

DISTRICT OF

New Mexico

UNITED STATES OF AMERICA

v.

Santiago Joel GAMBOA-Saenz

CRIMINAL COMPLAINT

CASE NUMBER: 16-MJ-3137

AUG 8 2016

MATTHEW J. DYKMAN
CLERK

I, the undersigned complainant being duly sworn state the following is true and correct to the best of my knowledge and belief. On or about August 7, 2016 in Santa Fe County county, in the State and District of New Mexico defendant (s) did, (Track Statutory Language of Offense)

an alien, who had been previously arrested and deported from the United States, subsequent to being convicted of a felony, to wit: Illegal Reentry, and who had not received the consent of the appropriate authority of the United States to reapply for admission into the United States, was found in the United States, in the State and District of New Mexico, being willfully in the United States unlawfully

in violation of Title 8 United States Code, Section(s) 1326 (a)(1) & (a)(2) and 1326 (b)(1)

I further state that I am a (n) Deportation Officer and that this complaint is based on the following facts:

On August 7, 2016, Deportation Officer (DO) Salcido was contacted by DEA Special Agent (SA) Mondragon in reference to Santiago Joel GAMBOA-Saenz. DO Salcido has knowledge, through previous arrests, that GAMBOA is a citizen and national of Mexico who is illegally present in the United States after being ordered deported by an Immigration on January 31, 2008, and removed to Mexico on February 1, 2008. DO Salcido also has knowledge that GAMBOA's most recent removal from the United States was on July 12, 2014. DO Salcido knows GAMBOA to have an active extraditable warrant of arrest out of Taos County, New Mexico for the offense of Trafficking a Controlled Substance which was verified through NCIC. DO Salcido conducted records that revealed GAMBOA was convicted of Illegal Reentry on two occasions May 19, 2010 and February 4, 2014 in the United States District Court District of New Mexico. Further records checks reveal GAMBOA has never applied for nor received permission from the Department of Homeland Security to reenter the United States after being deported. SA Mondragon advised that he received a anonymous tip indicating GAMBOA was currently in a hotel room at the Best Western located at 1015 Rio Grande Blvd NW, Albuquerque, New Mexico, and that he was driving a Black in color 2015 Cheverolet Tahoe bearing New Mexico registration 49639US.

At approximately 1250 hours, DO Salcido observed GAMBOA exit the hotel and walk towards the Black Tahoe at which time DO Salcido, assisted by FBI Special Agents, took GAMBOA into custody. A search incident to arrest revealed GAMBOA was carrying a loaded Taurus semi-automatic 9mm Pistol serial number TJM44575 concealed in a satchel strapped across his torso and approximately one half ounce of suspected cocaine in his pants. GAMBOA was read his rights per Miranda and waived his right to an attorney. GAMBOA freely admitted possession of the weapon and suspected cocaine.

Signature of Complainant

Matthew D. Salcido

Sworn to before me and subscribed in my presence,

August 8, 2016

Date

at

Albuquerque, New Mexico

City and State

Steven C. Yarbrough United States Magistrate Judge
Name & Title of Judicial Officer

Signature of Judicial Officer